Atty. Dkt. No. 21617.290



DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I HEREBY DECLARE:

THAT my residence, post office address, and citizenship are as stated below next to my name:

THAT I believe I am the original, first, and sole inventor (if only one inventor is named below) or an original, first, and joint inventor (if plural inventors are named below or in an attached Declaration) of the subject matter which is claimed and for which a patent is sought on the invention entitled

STENT V	VITH PROTRUDING BRANCH PORTION FOR BIFURCATED VESSELS
	(Attorney Docket No. 21617.290)
the specification of	which (check one)
	is attached hereto.
<u>X</u>	was filed on <u>August 21, 2003</u> , as United States Application Number or PCT International Application Number <u>10/644,550</u> and was amended on (if applicable).
THAT I do	not know and do not believe that the same invention was ever known or used by

others in the United States of America, or was patented or described in any printed publication in any country, before I (we) invented it;

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THAT I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above;

THAT I believe that the above-identified specification contains a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the invention, and sets forth the best mode contemplated by me of carrying out the invention; and

THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's

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Prior Foreign Application Number	Country	Foreign Filling Date	Priority Claimed?	Certified Copy Attached?
PCT/US99/00835	PCT	January 13, 1999	Yes	No

I HEREBY CLAIM the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

U.S. Provisional Application Number	Filing Date
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60/488,006	July 18, 2003
60/404,756	August 21, 2003

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09/963,114		September 24, 2001	
09/007,265		January 14, 1998	6,210,429
08/744,002		November 4, 1996	

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I request that all correspondence be directed to:

Michele V. Frank Patton Boggs LLP Customer Number: 32042

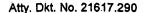
Telephone: Facsimile:

(703) 744 9707 (703) 744 8001 I UNDERSTAND AND AGREE THAT the foregoing attorneys and agents appointed by me to prosecute this application do not personally represent me or my legal interests, but instead represent the interests of the legal owner(s) of the invention described in this application.

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Name of first inventor	Charles J. Davidson
Residence	1131 Sunview Lane, Winnetka, Illinois 60093
Citizenship	United States
Post Office Address	1131 Sunview Hane, Winnetka, Illinois 60093
inventor's signature	(lil) I
Date	12/22/2
Name of second inventor	Gil M. Vardi
Residence	14203 Stifel Lane Court, Town and Country, Missouri 63017
Citizenship	United States
Post Office Address	14203 Stifel Lane Court, Town and Country, Missouri 63017
Inventor's signature	
Date -	
Name of third inventor	Eric Williams
Residence	2068 Davis Drive, Fairfield, California 94533
Citizenship	United States
Post Office Address	2068 Davis Drive, Fairfield, California 94533
Inventor's signature	10
Date	12/18/03
Name of fourth inventor	Amnon Yadin
Residence	5748 Owens Drive, Apt. 207, Pleasanton, California 94588
Citizenship	Israel
Post Office Address	5748 Owens Drive, Apt. 207, Pleasanton, California 94588
Inventor's signature	Amm Un
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Residence	100 East Huron 1102-1103, Chicago, IL 60611
Citizenship	United States
Post Office Address	100 East Huron 1102-1103, Chicago, IL 60611
Inventor's signature	
Date	
Name of sixth inventor	Eitan Konstantino
Residence	5116 Angelico Ct, Pleasanton, California 94588
Citizenship	Israel
Post Office Address	5116 Angelico Ct, Pleasanton, California 94588
Inventor's signature	
Date	
Name of seventh inventor	Tanhum Feld
Residence	Moshav Merhavia, 19105 Israel
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PC1/US99/00635	PCI	January 13, 1999	163	100

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(703) 744 9707

Facsimile:

(703) 744 8001

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Inventor's signature	HIVVIV
Date	10404
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Residence	2068 Davis Drive, Fairfield, California 94533
Citizenship	United States
Citizenship Post Office Address	United States 2068 Davis Drive, Fairfield, California 94533
· •	
Post Office Address	
Post Office Address Inventor's signature	
Post Office Address Inventor's signature Date	2068 Davis Drive, Fairfield, California 94533
Post Office Address Inventor's signature Date Name of fourth inventor	2068 Davis Drive, Fairfield, California 94533 / / / / / / / / / / / / / / / / / /
Post Office Address Inventor's signature Date Name of fourth inventor Residence	2068 Davis Drive, Fairfield, California 94533 Amnon Yadin 5748 Owens Drive, Apt. 207, Pleasanton, California 94588
Post Office Address Inventor's signature Date Name of fourth Inventor Residence Citizenship	2068 Davis Drive, Fairfield, California 94533 Amnon Yadin 5748 Owens Drive, Apt. 207, Pleasanton, California 94588 Israel

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Residence	100 East Huron 1102-1103, Chicago, IL 60611
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Inventor's signature	
Date	
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Residence	Moshav Merhavia, 19105 Israel
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Name of fourth inventor	Amnon Yadin
Residence	5748 Owens Drive, Apt. 207, Pleasanton, California 94588
	or to office, Apr. 201, I leadanton, Camornia 34000
Citizenship	Israel
Citizenship Post Office Address	
	Israel

Name of fifth inventor	Yossi Morik
Residence	100 East Huron 1102-1103, Chicago, IL 60611
Citizenship	United States
Post Office Address	100 East Huron 1102-1103, Chicago, IL 60611
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Date	
Name of sixth inventor	Eitan Konstantino
_	Ellan Konstantino
Residence _	5116 Angelico Ct, Pleasanton, California 94588
Citizenship	Israel
Post Office Address	5116 Angelico Ct, Pleasanton, California 94588
Inventor's signature	
Date	
-	
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Residence	Moshav Merhavia, 19105 Israel
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Inventor's signature	
Date	

Attorney Docket No. 021617.0253PTUS

JNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

Gil M. VARDI et al.

Group Art Unit: Unassigned

Application No.: 09/390,026

Examiner: Unassigned

Filed: August 21, 2003

Title: STENT WITH PROTRUDING BRANCH PORTION FOR BIFURCATED VESSELS

DECLARATION OF FACTS IN SUPPORT OF §1.47 PETITION

Hon. Commissioner of Patents Washington, D.C. 20231

Sir:

My name is Marta Soto. I am currently employed by Advanced Stent Technologies, Inc. as an Executive Assistant.

On November 6, 2003 I forwarded unexecuted declaration and assignment documents associated with the above-identified patent application to the last known address of both Eitan Konstantino and Tanhum Feld via U.S. Mail.

On November 25, 2003 and November 26, 2003 I received e-mail messages from both Eitan Konstantino and Tanhum Feld, respectively, acknowledging receipt of the documents and requesting a copy of the above-identified application (Exhibit #1).

On December 1, 2003 I replied to Eitan Konstantino by e-mail and attached a copy of the patent application to my message (Exhibit #1).

On December 18, 2003 I again sent declaration and assignment documents to Eitan Konstantino and Tanhum Feld via United Parcel Service (Exhibit #2).

Application No. 09/390,026 Attorney Docket No. 021617.0253PTUS

As of the current date, to the best of my knowledge, neither Eitan Konstantino nor

Tanhum Feld has returned an executed declaration or assignment.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States

Code and that such willful false statements may jeopardize the validity of the application or any

patent issued therefrom.

Marta Soto

Date

From: Marta Soto

Sent: Friday, January 09, 2004 11:16 AM

To: Jerry Caulder; Eric Williams; Jay Brumfield

Subject: FW: Patent paperwork

On November 6 I sent Eitan and Tanhum a copy of a Declaration and Power of Attorney and an Assignment. I interacted through email since then, but never received the documents back. If there are outstanding issues, I don't know about them.

My responsibility is to get the signatures of the inventors as requested by Michele Frank and the paperwork back to her office. I believe this matter is for higher authority. Please advise me on as to what action I should take.

Thanks Marta

-----Original Message-----

From: Eitan Konstantino [mailto:konsta@comcast.net]

Sent: Friday, January 09, 2004 10:20 AM

To: 'Marta Soto' Cc: Tanhum

Subject: RE: Patent paperwork

Dear Marta

I am writing on behalf of Tanhum and myself.

We are open to sign the patent application documents that you have mailed us. This shall be done in conjunction with a resolution of all the outstanding issues between us and AST including a mutual release agreement.

Best regards

Eitan Konstantino Tanhum Feld.

Eitan Konstantino, PhD

President AngioScore Inc. 965 Atlantic Ave #101 Alameda, CA 94501 PH 510 263 0480 x 103 FX 510 263 0481

-----Original Message-----

From: Marta Soto [mailto:msoto@Advancedstent.com]

Sent: Monday, December 01, 2003 10:10 AM

To: 'konsta@comcast.net'
Subject: RE: Patent paperwork

Hi Eitan,

I received by mail some paperwork from you regarding a patent that I invented. I have not received the application itself. Please forward the application to me in order to review the material that you want me to sign

Regards

Eitan Konstantino

From: Eitan Konstantino [konsta@comcast.net]

Sent: Friday, January 09, 2004 10:20 AM

To: 'Marta Soto'
Cc: Tanhum

Subject: RE: Patent paperwork

Dear Marta

I am writing on behalf of Tanhum and myself.

We are open to sign the patent application documents that you have mailed us. This shall be done in conjunction with a resolution of all the outstanding issues between us and AST including a mutual release agreement.

Best regards

Eitan Konstantino Tanhum Feld.

Eitan Konstantino, PhD

President AngioScore Inc. 965 Atlantic Ave #101 Alameda, CA 94501 PH 510 263 0480 x 103 FX 510 263 0481

----Original Message-----

From: Marta Soto [mailto:msoto@Advancedstent.com]

Sent: Monday, December 01, 2003 10:10 AM

To: 'konsta@comcast.net' **Subject:** RE: Patent paperwork

Hi Eitan,

Okay, I have attached a soft copy for you. I can also send you a hard copy if you wish. Please let me know and I will put it into the mail today. Sorry I did not respond earlier. I have been gone for the Thanksgiving Holiday.

Sincerely, Marta

----Original Message----

From: Eitan Konstantino [mailto:konsta@comcast.net]

Sent: Tuesday, November 25, 2003 4:43 PM

To: msoto@Advancedstent.com **Subject:** Patent paperwork

Marta.

Okay, I have attached a soft copy for you. I can also send you a hard copy if you wish. Please let me know and I will put it into the mail today. Sorry I did not respond earlier. I have been gone for the Thanksgiving Holiday.

Sincerely, Marta

----Original Message----

From: Eitan Konstantino [mailto:konsta@comcast.net]

Sent: Tuesday, November 25, 2003 4:43 PM

To: msoto@Advancedstent.com **Subject:** Patent paperwork

Marta,

I received by mail some paperwork from you regarding a patent that I invented. I have not received the application itself. Please forward the application to me in order to review the material that you want me to sign

Regards

Eitan Konstantino

From: Marta Soto

Sent: Monday, December 01, 2003 10:05 AM

To: 'tanhum feld'

Subject: RE: Documents for signing

Hi Tanhum,

Thank you for emailing me because I had no way of contacting you, other than mail. I have attached the soft copy of the patent application and if you wish I can also send you a hard copy. Please let me know. Hope all is well. Please tell your wife I said hi.

Sincerely Marta

P.S. If you happen to see Michal tell her I still think of her.

----Original Message-----

From: tanhum feld [mailto:tfeld@012.net.il]
Sent: Wednesday, November 26, 2003 5:10 PM

To: msoto@Advancedstent.com **Subject:** Documents for signing

Dear Marta,

How are you? I hope you are doing well.

I received the documents you sent.

Please send me the referenced patent application so I will know what you want me to sign.

Best regards, Tanhum Feld

From: Marta Soto

Sent: Thursday, December 18, 2003 2:04 PM

To: 'tanhum feld'
Cc: Eric Williams

Subject: RE: Documents for signing

Hi Tanhum,

I have sent you the referenced patent application but I have not received the signed notarized document back. Can you please send it so I can forward to the patent office. If you have question please email me or call me. My direct number is 925-931-2732.

Thank you

Marta

----Original Message-----

From: tanhum feld [mailto:tfeld@012.net.il]
Sent: Wednesday, November 26, 2003 5:10 PM

To: msoto@Advancedstent.com **Subject:** Documents for signing

Dear Marta,

How are you? I hope you are doing well.

I received the documents you sent.

Please send me the referenced patent application so I will know what you want me to sign.

Best regards, Tanhum Feld

From: Eitan Konstantino [konsta@comcast.net]

Sent: Tuesday, November 25, 2003 4:43 PM

To: msoto@Advancedstent.com

Subject: Patent paperwork

Marta,

I received by mail some paperwork from you regarding a patent that I invented. I have not received the application itself. Please forward the application to me in order to review the material that you want me to sign

Regards

Eitan Konstantino

EXHIBIT 2

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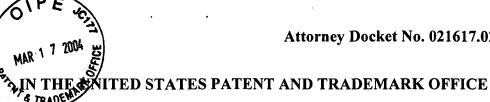
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In re PATENT APPLICATION of:

Gil M. VARDI et al.

Group Art Unit: Unassigned

Application No.: 10/644,550

Examiner: Unassigned

Filed: August 21, 2003

Title: STENT WITH PROTRUDING BRANCH PORTION FOR BIFURCATED VESSELS

DECLARATION OF FACTS IN SUPPORT OF §1.47 PETITION

Hon. Commissioner of Patents Washington, D.C. 20231

Sir:

My name is Michele V. Frank. I am an attorney of record in the above-identified patent application.

On February 10, 2004 I forwarded a copy of U.S. Patent Application Serial No. 10/644,550, as filed, along with unexecuted declaration and assignment documents associated with the above-identified patent application, and a cover letter, to the last known address of Eitan Konstantino via Federal Express (Exhibit #1).

On February 10, 2004 I forwarded a copy of U.S. Patent Application Serial No. 10/644,550, as filed, along with unexecuted declaration and assignment documents associated with the above-identified patent application, and a cover letter, to the last known address of Tanhum Feld via Federal Express (Exhibit #2).

In the aforementioned cover letter, Mssrs. Konstantino and Feld were advised of the statutory final deadline for furnishing an executed declaration to the U.S. Patent and Trademark Office. Said letter further requested that the executed documents be provided by February 23.

Application No. 10/644,550 Attorney Docket No. 021617.0253PTUS

2004 in order to provide sufficient time to prepare an appropriate response the Notice to File

Missing Parts dated September 17, 2003. Mssrs. Konstantino and Feld were also advised that

failure to return executed documents by February 23, 2004 would be construed as an express

refusal to sign these documents.

As of the current date, to the best of my knowledge, neither Eitan Konstantino nor

Tanhum Feld has returned an executed declaration or assignment for the present application.

I hereby declare that all statements made herein of my own knowledge are true and that

all statements made on information and belief are believed to be true; and further that these

statements were made with the knowledge that willful false statements and the like so made are

punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States

Code and that such willful false statements may jeopardize the validity of the application or any

patent issued therefrom.

Michele V. Frank

Much Turker

Date

-2-

EXHIBIT 1



8484 Westpark Drive Suite 900 McLean, VA 22102-5117 703-744-8000

Facsimile 703-744-8001 www.pattonboggs.com

February 10, 2004

Michele V. Frank (703) 744-7907 mfrank@pattonboggs.com

Practice Limited To Matters Before Federal Courts and the United States Patent and Trademark Office

VIA FEDERAL EXPRESS WITH SIGNATURE

Eitan Konstantino 29 Meadows Park Court Orinda, CA 94563

Re:

U.S. Application No. 10/644,550 and PCT/US03/26743.

Entitled: STENT WITH PROTRUDING BRANCH PORTION FOR BIFURCATED

Our Ref: 021617.0253PTUS

Dear Mr. Konstantino:

We are writing to you on behalf of Advanced Stent Technologies with regard to the execution of certain formal papers in connection with the prosecution of the above-identified PCT and US Patent Applications.

More particularly, attached is a copy of International Application PCT/US03/26743 as filed, as well as a Power of Attorney, authorizing prosecution of this application by the indicated representative.

Also attached is a copy of U.S. Patent Application Serial No. 10/644,550, as filed, as well as updated Declaration and Assignment documents associated therewith. Please note that both the Power of Attorney and Declaration and Assignment documents have been prepared using the most recent address information available to us.

With respect to U.S. Patent Application Serial No. 10/644,550, we are presented with a final deadline of <u>March 17, 2004</u> for filing executed copies of the attached documents with the U.S. Patent and Trademark Office. Alternatively, Advanced Stent Technologies can proceed with the prosecution of the Application despite your refusal to sign the formal papers.

Please review, sign and date the attached documents and return them directly to me at the above-indicated address no later than <u>February 23, 2004</u>. Failure to do so would be construed as an express refusal to sign the formal papers, and Advanced Stent Technologies



Eitan Konstantino February 10, 2004 Page 2

will take the appropriate measures to proceed with the prosecution of the above-identified patent applications without your participation.

Should you have any questions or comments with regard to the above, please do not hesitate to contact us.

Best regards,

Michele V. Frank, Esq.

MVF:SWC:cdw

Enclosures

Atty. Dkt. No. 21617.290



DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I HEREBY DECLARE:

THAT my residence, post office address, and citizenship are as stated below next to my name:

THAT I believe I am the original, first, and sole inventor (if only one inventor is named below) or an original, first, and joint inventor (if plural inventors are named below or in an attached Declaration) of the subject matter which is claimed and for which a patent is sought on the invention entitled

STENT V	VITH PROTRUDING BRANCH PORTION FOR BIFURCATED VESSELS
	(Attorney Docket No. 21617.290)
the specification of w	hich (check one)
	is attached hereto.
<u>X</u>	was filed on <u>August 21, 2003</u> , as United States Application Number or PCT International Application Number <u>10/644,550</u> and was amended on (if applicable).

THAT I do not know and do not believe that the same invention was ever known or used by others in the United States of America, or was patented or described in any printed publication in any country, before I (we) invented it;

THAT I do not know and do not believe that the same invention was patented or described in any printed publication in any country, or in public use or on sale in the United States of America, for more than one year prior to the filing date of this United States application;

THAT I do not know and do not believe that the same invention was first patented or made the subject of an inventor's certificate that issued in any country foreign to the United States of America before the filing date of this United States application if the foreign application was filed by me (us), or by my (our) legal representatives or assigns, more than twelve months (six months for design patents) prior to the filing date of this United States application;

THAT I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above;

THAT I believe that the above-identified specification contains a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the invention, and sets forth the best mode contemplated by me of carrying out the invention; and

THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America,

listed below and have also identified below any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number	Country	Foreign Filing Date	Priority Claimed?	Certified Copy Attached?
PCT/US99/00835	PCT	January 13, 1999	Yes	No

I HEREBY CLAIM the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

U.S. Provisional Application Number	Filing Date
60/487,226	July 16, 2003
60/488,006	July 18, 2003
60/404,756	August 21, 2003

I HEREBY CLAIM the benefit under Title 35, United States Code, §120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Application Number	Parent Siling Date	Parent Patent Number
	Application Number	Filing Date	Patent Number
09/668,687		September 22, 2000	·-···
09/326,445		June 4, 1999	6,325,826
10/440,401		May 19, 2003	
09/750,372	-,	December 27, 2000	6,599,316
09/963,114		September 24, 2001	
09/007,265		January 14, 1998	6,210,429
08/744,002		November 4, 1996	

I HEREBY APPOINT the registered attorneys and agents at Customer Number 32042 to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, and to transact all business in the United States Patent and Trademark Office connected therewith.

I request that all correspondence be directed to:

Michele V. Frank Patton Boggs LLP Customer Number: 32042

Telephone:

(703) 744 9707

Facsimile:

(703) 744 8001

I UNDERSTAND AND AGREE THAT the foregoing attorneys and agents appointed by me to prosecute this application do not personally represent me or my legal interests, but instead represent the interests of the legal owner(s) of the invention described in this application.

I FURTHER DECLARE THAT all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name of first inventor	Charles J. Davidson
Residence	1131 Sunview Lane, Winnetka, Illinois 60093
Citizenship	United States
Post Office Address	1131 Sunview Lane, Winnetka, Illinois 60093
Inventor's signature	
Date	
Name of second inventor	Gil M. Vardi
Residence	14203 Stifel Lane Court, Town and Country, Missouri 63017
Citizenship	United States
Post Office Address	14203 Stifel Lane Court, Town and Country, Missouri 63017
Inventor's signature	
Date	
Name of third inventor	Eric Williams
Residence	2068 Davis Drive, Fairfield, California 94533
Citizenship	United States
Post Office Address	2068 Davis Drive, Fairfield, California 94533
Inventor's signature	
Date	
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Name of fourth inventor	Amnon Yadin	
Residence	5748 Owens Drive, Apt. 207, Pleasanton, California 94588	
Citizenship	Israel	
Post Office Address	5748 Owens Drive, Apt. 207, Pleasanton, California 94588	
Inventor's signature		
Date		
Name of fifth inventor	Yossi Morik	
Residence	100 East Huron 1102-1103, Chicago, IL 60611	
Citizenship	United States	
Post Office Address	100 East Huron 1102-1103, Chicago, IL 60611	
Inventor's signature		
Date		
•		
Name of sixth inventor	Eitan Konstantino	
Residence	29 Meadows Park Court, Orinda, California 94563	
Citizenship	Israel	
Post Office Address	29 Meadows Park Court, Orinda, California 94563	
Inventor's signature		
Date		
Name of seventh inventor	Tanhum Feld	
Residence	Moshav Merhavia, 19105 Israel	
Citizenship	Israel	
Post Office Address	Moshav Merhavia, 19105 Israel	
Inventor's signature		
Date		

ASSIGNMENT

WHEREAS I/We, the below named inventor(s), [hereinafter referred to as Assignor(s)], have made an invention entitled:

STENT WITH PROTRUDING BRANCH PORTION FOR BIFURCATED VESSELS

for which I/WE executed an application for United States Letters Patent concurrently herewith; or on _____; or filed an application of United States Letters Patent on August 21, 2003, (Application No. 10/644,550); and

WHEREAS <u>Advanced Stent Technologies</u>, <u>Inc.</u>, a corporation of <u>Delaware</u>, whose post office address is <u>6900 Koll Center Parkway</u>, <u>Suite 415</u>, <u>Pleasanton</u>, <u>California 94566</u> (hereinafter referred to as Assignee), is desirous of securing the entire right, title, and interest in and to this invention in all countries throughout the world, and in and to the application of United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that, for and valuable consideration the receipt of which from Assignee is hereby acknowledged, I/WE, as assignor(s), have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the Assignee, its lawful successors and assigns, MY/OUR entire right, title, and interest in and to this invention and this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof, and all rights to claim priority on the basis of such applications, and all applications for Letters Patent which may hereafter be filed for this invention in any foreign country and all Letters Patent which may be granted on this invention in any foreign country, and all extensions, renewals, and reissues thereof; and I/WE hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any foreign country whose duty it is to issue patents on applications as described above, to issue all Letters Patent of this invention to Assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, I/WE HEREBY covenant that I/WE have the full right to convey the interest assigned by this Assignment, and I/WE have not executed and will not execute any agreement in conflict with this Assignment;

AND, I/WE HEREBY further covenant and agree that I/WE will, without further consideration, communicate with Assignee, its successors and assigns, any facts known to ME/US respecting this invention, and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver any and all papers that may be necessary or desirable to perfect the title to this invention in said Assignee, its successors or assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid Assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States and any foreign country, it being understood that any expense incident to the execution of such papers shall be borne by the Assignee, its successors and assigns.

County of ______ Gil M. Vardi

State of ______ 4203 Stifel Lane Court, Town and Country, Missouri 63017

SS. Address

Subscribed and sworn to before me this _____ day of ______, 2003. First Assignor's Signature

Notary Public ______ Notary Public ______ Parts Additional inventors attached Yes _____ No

County of		Charles J. Davidson	
State of		Full Name Second Assignor	
State of		1131 Sunview Lane, Winnetka, Illinois 60093	
	SS.	Address	
Subscribed and sworn to before me			
this day of, 2003.		Second Assignor's Signature	
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Notary Public			
•	•	Date	
County of		Eric Williams	
State of		Full Name Third Assignor	•
State of		8267 Moller Ranch Drive, Pleasanton, California 94588	
	SS.	Address	
Subscribed and sworn to before me			
this day of, 2003.		Third Assignor's Signature	
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County of		Amnon Yadin	
State of		Full Name Fourth Assignor	
State of		5748 Owens Drive, Apt. 207, Pleasanton, California 94588	
	SS.	Address	
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Notary Public			
-		Date	

County of State of Subscribed and sworn to before me this day of, 2003.	SS.	Yossi Morik Full Name Fifth Assignor 100 East Huron 1102-1103, Chicago, IL 60611 Address Fifth Assignor's Signature	-
Notary Public	٠.٠	Date	
County of	_	Eitan Konstantino Full Name Sixth Assignor	·
Subscribed and sworn to before me	SS.	29 Meadows Park Court, Orinda, California 94563 Address	
this day of, 2003. Notary Public	·	Sixth Assignor's Signature	
Notary Fublic		Date	
County of State of		Tanhum Feld Full Name Seventh Assignor	
)	SS.	Moshav Merhavia, 19105 Israel Address	
Subscribed and sworn to before me this day of, 2003.		Seventh Assignor's Signature	
Notary Public	•	Date	

PCT

POWER OF ATTORNEY

(for an international application filed under the Patent Cooperation Treaty)

(PCT Rule 90.4)

The undersigned applicant(s) (Names should be indicated as they appear in the request):
KONSTANTINO, Eitan 29 Meadows Park Court Orinda, California 94563 United States of America
hereby appoints (appoint) the following person as:
Name and address (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)
FRANK, Michelle V., Registration No. 37,038 CUMMINGS, Scott W., Registration No. 41,567 MALM, Brian J., Registration No. 44,895 all of PATTON BOGGS LLP 8484 Westpark Drive Suite 900 McLean, VA 22102-5117
to represent the undersigned before all the competent International Authorities
the International Searching Authority only
the International Preliminary Examining Authority only
in connection with the international application identified below: Title of the invention: Stent with Protruding Branch Portion for Bifurcated Vessels
Applicant's or agent's file reference: 021617.0253PTWO
International application number (if already available): PCT/US03/26743
filed with the following Office United States Patent and Trademark Office and to make or receive payments on behalf of the undersigned.
Signature of the applicant(s) (where there are several applicants, each of them must sign; next to each signature, indicate the name of the person signing and the capacity in which the person signs, if such capacity is not obvious from reading the request or this power):
KONSTANTINO, Eitan
Date:

PCT Application (as filed) Serial No. PCT/US03/26743

"STENT WITH PROTRUDING BRANCH PORTION FOR BIFURCATED VESSELS"

Attorney Docket No.: 021617.0253PTWO

U.S. Patent Application (as filed) Serial No. 10/644,550

"STENT WITH PROTRUDING BRANCH PORTION FOR BIFURCATED VESSELS"

Attorney Docket No.: 021617.0253PTUS

From: Michele V. Frank (703)744-7907 Patton Boggs LLP 8484 Westpark Drive, Suite 900

McLean, VA, 22102



To: Eitan Konstantino (925)931-2727

29 Meadow Park Court

Orinda, CA, 94563

Ref: 021617.0253PTUS

TRK # 7900 5271 2409 5251

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Patierno, Lisa

From:

sysdeliv@fn3a.prod.fedex.com

Sent:

Wednesday, February 11, 2004 3:39 PM

To:

Patierno, Lisa

Subject:

FedEx shipment 790052712409

Our records indicate that the shipment sent from Michele V. Frank/Patton Boggs LLP to Eitan Konstantino has been delivered. The package was delivered on 02/11/2004 at 9:36 AM and signed for or released by 11632895.

The ship date of the shipment was 02/10/2004.

The tracking number of this shipment was 790052712409.

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Patierno, Lisa

Subject:

FW: Online FedEx Tracking - 790052712409

----Original Message-----From: Patierno, Lisa

Sent: Wednesday, February 11, 2004 2:09 PM Subject: Online FedEx Tracking - 790052712409

Tracking Number

: 790052712409

Reference Number : 021617.0253PTUS

Ship Date : 02/10/2004 Delivered To

: Recipient Delivery Location : ORINDA CA Delivery Date/Time : 02/11/2004 09:36

Signed For By Service Type

: 11632895 : Priority Envelope

Scan Activity

Date/Time

Scan

Exceptions -----

Delivered ORINDA CA

02/11/2004 09:36 No

signature required - release waiver on file

Delivered ORINDA CA

02/11/2004 09:36 No

signature required - release waiver on file

On FedEx vehicle for delivery PACHECO CA

02/11/2004 08:14 02/11/2004 08:14

Left FedEx Ramp SAN JOSE CA Arrived at FedEx Ramp SAN JOSE CA

02/11/2004 08:13

Arrived at FedEx Destination Location PACHECO CA 02/11/2004 07:31

Left FedEx Sort Facility OAKLAND CA 02/11/2004 06:57 Arrived at Sort Facility OAKLAND CA 02/11/2004 05:59 Left FedEx Sort Facility MEMPHIS TN 02/11/2004 04:42 Left FedEx Sort Facility MEMPHIS TN 02/11/2004 03:42 Left FedEx Sort Facility MEMPHIS TN 02/11/2004 01:21 02/11/2004 00:34 Arrived at Sort Facility MEMPHIS TN Left FedEx Ramp DULLES VA 02/10/2004 23:24

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EXHIBIT 2



8484 Westpark Drive Suite 900 McLean, VA 22102-5117 703-744-8000

Facsimile 703-744-8001 www.pattonboggs.com

February 10, 2004

Michele V. Frank (703) 744-7907 mfrank@pattonboggs.com

Practice Limited To Matters Before Federal Courts and the United States Patent and Trademark Office

VIA INT'L FEDERAL EXPRESS WITH SIGNATURE

Tanhum Feld Moshav Merhavia 19105 Israel

Re:

U.S. Application No. 10/644,550 and PCT/US03/26743

Entitled: STENT WITH PROTRUDING BRANCH PORTION FOR BIFURCATED

Our Ref: 021617.0253PTUS

Dear Mr. Feld:

We are writing to you on behalf of Advanced Stent Technologies with regard to the execution of certain formal papers in connection with the prosecution of the above-identified PCT and US Patent Applications.

More particularly, attached is a copy of International Application No. PCT/US03/26743 as filed, as well as a Power of Attorney, authorizing prosecution of this application by the indicated representative.

Also attached is a copy of U.S. Patent Application Serial No. 10/644,550, as filed, as well as updated Declaration and Assignment documents associated therewith. Please note that both the Power of Attorney and Declaration and Assignment documents have been prepared using the most recent address information available to us.

With respect to U.S. Patent Application Serial No. 10/644,550, we are presented with a final deadline of <u>March 17, 2004</u> for filing executed copies of the attached documents with the U.S. Patent and Trademark Office. Alternatively, Advanced Stent Technologies can proceed with the prosecution of the Application despite your refusal to sign the formal papers.

Please review, sign and date the attached documents and return them directly to me at the above-indicated address no later than <u>February 23, 2004</u>. Failure to do so would be construed as an express refusal to sign the formal papers, and Advanced Stent Technologies

F PATTON BOGGS...

Tanhum Feld February 10, 2004 Page 2

will take the appropriate measures to proceed with the prosecution of the above-identified patent applications without your participation.

Should you have any questions or comments with regard to the above, please do not hesitate to contact us.

Best regards,

Michele V. Frank, Esq.

MVF:SWC:cdw

Enclosures

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I HEREBY DECLARE:

THAT my residence, post office address, and citizenship are as stated below next to my name;

THAT I believe I am the original, first, and sole inventor (if only one inventor is named below) or an original, first, and joint inventor (if plural inventors are named below or in an attached Declaration) of the subject matter which is claimed and for which a patent is sought on the invention entitled

SIENI	WITH PROTRUDING BRANCH PORTION FOR BIFURCATED VESSELS
	(Attorney Docket No. 21617.290)
the specification of	which (check one)
_	is attached hereto.
<u>x</u>	was filed on <u>August 21, 2003</u> , as United States Application Number or PCT International Application Number <u>10/644,550</u> and was amended on (if applicable).

THAT I do not know and do not believe that the same invention was ever known or used by others in the United States of America, or was patented or described in any printed publication in any country, before I (we) invented it;

THAT I do not know and do not believe that the same invention was patented or described in any printed publication in any country, or in public use or on sale in the United States of America, for more than one year prior to the filing date of this United States application;

THAT I do not know and do not believe that the same invention was first patented or made the subject of an inventor's certificate that issued in any country foreign to the United States of America before the filing date of this United States application if the foreign application was filed by me (us), or by my (our) legal representatives or assigns, more than twelve months (six months for design patents) prior to the filing date of this United States application;

THAT I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above;

THAT I believe that the above-identified specification contains a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the invention, and sets forth the best mode contemplated by me of carrying out the invention; and

THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America,

listed below and have also identified below any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number	Country	Foreign Filing Date	Priority Claimed?	Certified Copy Attached?
PCT/US99/00835	PCT	January 13, 1999	Yes	No

I HEREBY CLAIM the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

U.S. Provisional Application Number	Filing Date
60/487,226	July 16, 2003
60/488,006	July 18, 2003
60/404,756	August 21, 2003

I HEREBY CLAIM the benefit under Title 35, United States Code, §120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Application Number	Parent Filing Date	Parent Patent Number
09/668,687		September 22, 2000	
09/326,445		June 4, 1999	6,325,826
10/440,401		May 19, 2003	
09/750,372	,	December 27, 2000	6,599,316
09/963,114		September 24, 2001	•
09/007,265		January 14, 1998	6,210,429
08/744,002		November 4, 1996	

I HEREBY APPOINT the registered attorneys and agents at Customer Number 32042 to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, and to transact all business in the United States Patent and Trademark Office connected therewith.

I request that all correspondence be directed to:

Michele V. Frank Patton Boggs LLP Customer Number: 32042

Telephone:

(703) 744 9707

Facsimile:

(703) 744 8001

I UNDERSTAND AND AGREE THAT the foregoing attorneys and agents appointed by me to prosecute this application do not personally represent me or my legal interests, but instead represent the interests of the legal owner(s) of the invention described in this application.

I FURTHER DECLARE THAT all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name of first inventor	Charles J. Davidson
Residence	1131 Sunview Lane, Winnetka, Illinois 60093
Citizenship	United States
Post Office Address	1131 Sunview Lane, Winnetka, Illinois 60093
Inventor's signature	
Date	
Name of second inventor	Gil M. Vardi
Residence	14203 Stifel Lane Court, Town and Country, Missouri 63017
Citizenship	United States
Post Office Address	14203 Stifel Lane Court, Town and Country, Missouri 63017
Inventor's signature	
Date	
Name of third inventor	Eric Williams
Residence	2068 Davis Drive, Fairfield, California 94533
Citizenship	United States
Post Office Address	2068 Davis Drive, Fairfield, California 94533
Inventor's signature	
Date	
-	

Name of fourth inventor	Amnon Yadin
Residence	5748 Owens Drive, Apt. 207, Pleasanton, California 94588
Citizenship	Israél
Post Office Address	5748 Owens Drive, Apt. 207, Pleasanton, California 94588
Inventor's signature	
Date	
A) emu	
Name of fifth inventor	Yossi Morik
Residence	100 East Huron 1102-1103, Chicago, IL 60611
Citizenship	United States
Post Office Address	100 East Huron 1102-1103, Chicago, IL 60611
Inventor's signature	
Date	
Name of sixth inventor	Eitan Konstantino
•	
Residence	29 Meadows Park Court, Orinda, California 94563
Citizenship	Israel
Post Office Address	29 Meadows Park Court, Orinda, California 94563
inventor's signature	
Date	
Name of seventh inventor	Tanhum Feld
Residence	Moshav Merhavia, 19105 Israel
Citizenship	
-	Israel
Post Office Address	Moshav Merhavia, 19105 Israel
Inventor's signature	
Date	

ASSIGNMENT

WHEREAS I/We, the below named inventor(s), [hereinafter referred to as Assignor(s)], have made an invention entitled:

STENT WITH PROTRUDING BRANCH PORTION FOR BIFURCATED VESSELS

for which I/WE executed an application for United States Letters Patent concurrently herewith; or on _____; or filed an application of United States Letters Patent on August 21, 2003, (Application No. 10/644,550); and

WHEREAS <u>Advanced Stent Technologies</u>, Inc., a corporation of <u>Delaware</u>, whose post office address is <u>6900 Koll Center Parkway</u>, <u>Suite 415</u>, <u>Pleasanton</u>, <u>California 94566</u> (hereinafter referred to as Assignee), is desirous of securing the entire right, title, and interest in and to this invention in all countries throughout the world, and in and to the application of United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that, for and valuable consideration the receipt of which from Assignee is hereby acknowledged, I/WE, as assignor(s), have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the Assignee, its lawful successors and assigns, MY/OUR entire right, title, and interest in and to this invention and this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof, and all rights to claim priority on the basis of such applications, and all applications for Letters Patent which may hereafter be filed for this invention in any foreign country and all Letters Patent which may be granted on this invention in any foreign country, and all extensions, renewals, and reissues thereof; and I/WE hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any foreign country whose duty it is to issue patents on applications as described above, to issue all Letters Patent of this invention to Assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, I/WE HEREBY covenant that I/WE have the full right to convey the interest assigned by this Assignment, and I/WE have not executed and will not execute any agreement in conflict with this Assignment;

AND, I/WE HEREBY further covenant and agree that I/WE will, without further consideration, communicate with Assignee, its successors and assigns, any facts known to ME/US respecting this invention, and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver any and all papers that may be necessary or desirable to perfect the title to this invention in said Assignee, its successors or assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid Assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States and any foreign country, it being understood that any expense incident to the execution of such papers shall be borne by the Assignee, its successors and assigns.

County of		Charles J. Davidson
•		Full Name Second Assignor
State of		
		1131 Sunview Lane, Winnetka, Illinois 60093
•	SS.	Address
Subscribed and sworn to before me		
this day of, 2003.		Second Assignor's Signature
Notary Public		
		Date
	· · · · · · · · · · · · · · · · · · ·	
County of		Eric Williams
County of		Full Name Third Assignor
tate of		1 411 1 41110 111110 111101
		8267 Moller Ranch Drive, Pleasanton, California 94588
	SS.	Address
Subscribed and sworn to before me		mi i i a i i i o i
his day of, 2003.		Third Assignor's Signature
Notary Public	•	
100017 10000		Date
County of		Amnon Yadin
tate of		Full Name Fourth Assignor
tute of		5748 Owens Drive, Apt. 207, Pleasanton, California 94588
	SS.	Address
Subscribed and sworn to before me		
nis day of, 2003.		Fourth Assignor's Signature
Massac Dukti		
Notary Public	. •	Date
		Date
		•

SOLE/JOINT INVENTION (Worldwide Rights) Page 3 of 3

County of			Yossi Morik	
State of	i st		Full Name Fifth Assignor	
State of			100 East Huron 1102-1103, Chicago, IL 60611	
		SS.	Address	
Subscribed and swor	n to before me			
this day of			Fifth Assignor's Signature	
	Notary Public			
			Date	
	·			
County of			Eitan Vanstantina	
		•	Eitan Konstantino Full Name Sixth Assignor	4.
State of				
		55	29 Meadows Park Court, Orinda, California 94563	•
		SS.	Address	
Subscribed and swori				٠.,
this day of	, 2003.		Sixth Assignor's Signature	
	Notary Public			
	<u></u>		Date	
·				4
County of			Tanhum Feld	-
			Full Name Seventh Assignor	
State of				
ı		SS.	Moshav Merhavia, 19105 Israel	
		33.	Address	
Subscribed and sworr		•		
this day of	, 2003.		Seventh Assignor's Signature	
•	_ Notary Public			
	_ 110001 J 1 40.10		Date	
•	· ·			· · · · · · · · · · · · · · · · · · ·
		* * *		

PCT

POWER OF ATTORNEY

(for an international application filed under the Patent Cooperation Treaty)

(PCT Rule 90.4)

The undersigned applicant(s) (Names should be indicated of	as they appear in the reque	est):	
FELD, Tanhum Moshav Merhavia 19105 Israel			
hereby appoints (appoint) the following person as:	X agent	common repres	entative
Name and address (Family name followed by given name; for a legal entity, full of	fficial designation. The add	ress must include postal co	ode and name of country.)
FRANK, Michelle V., Registration No. 37,038 CUMMINGS, Scott W., Registration No. 41,567 MALM, Brian J., Registration No. 44,895 all of			
PATTON BOGGS LLP 8484 Westpark Drive Suite 900 McLean, VA 22102-5117		·	
to represent the undersigned before	all the competent	International Authoritie	·s
	· ·	Searching Authority only Preliminary Examining	•
in connection with the international application identifie	ed below:	. 1	
Title of the invention: Stent with Pro	otruding Branch Portio	on for Bifurcated Ves	sels
Applicant's or agent's file reference:	021617.0253PTWO		
International application number (if alr	ready available): PCT/	/US03/26743	
filed with the following Office United States Patent		>e	_ as receiving Office
and to make or receive payments on behalf of the unders	signed.	 5	·
Signature of the applicant(s) (where there are several applicants, the capacity in which the person s	•	•	
	•	. •	
FELD, Tanhum			
	•		
Date:			
	·		·

PCT Application (as filed) Serial No. PCT/US03/26743

"STENT WITH PROTRUDING BRANCH PORTION FOR BIFURCATED VESSELS"

Attorney Docket No.: 021617.0253PTWO

U.S. Patent Application (as filed) Serial No. 10/644,550

"STENT WITH PROTRUDING BRANCH PORTION FOR BIFURCATED VESSELS"

Attorney Docket No.: 021617.0253PTUS



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Order Supplies	1000221392	Dulles, VA - USA	Tel Aviv - Israel	Signed for by: NACHUM Shipment

7686227592 - Detailed Report

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February 10, 2004	17:34	Dulles, VA - USA	Shipment picked up
February 10, 2004	19:02	Dulles, VA - USA	Departing origin
February 11, 2004	05:07	Cincinnati Hub, OH - USA	Departed from DHL facility in USA
February 11, 2004	09:08	New York City Gateway, NY - USA	Arrived at DHL facility in New Gateway - USA
February 11, 2004	09:53	New York City Gateway, NY - USA	Departed from DHL facility in Gateway - USA
February 12, 2004	06:27	Tel Aviv - Israel	Arrived at DHL facility in Tel A
February 12, 2004	10:52	Tel Aviv - Israel	With delivery courier
February 12, 2004	17:12	Tel Aviv - Israel	Address Information needed;
February 13, 2004	08:03	Tel Aviv - Israel	With delivery courier
February 13, 2004	09:08	Tel Aviv - Israel	Address Information needed;
February 15, 2004	12:59	Tel Aviv - Israel	With delivery courier
February 15, 2004 Try a new search.	16:15	Tel Aviv - Israel	Shipment delivered



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